



## Demovsky Lawyer Service

Premier Nationwide Document Retrieval  
and Process Service Company

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

In re REFCO, INC. SECURITIES LITIGATION

Case No. 07-md-1902 (GEL)

This Document Relates To:

KENNETH M. KRY'S and CHRISTOPHER  
STRIDE, as JOINT OFFICIAL LIQUIDATORS  
of SPHINX LTD., SPHINX STRATEGY FUND  
LTD.;  
SPHINX PLUS SPC LTD., SPHINX  
DISTRESSED LTD., SPHINX MERGER  
ARBITRAGE LTD.; SPHINX SPECIAL  
SITUATIONS LTD., SPHINX MACRO LTD.;  
SPHINX LONG/SHORT EQUITY LTD.;  
SPHINX MANAGED FUTURES LTD.; SPHINX  
EQUITY MARKET NEUTRAL LTD.; SPHINX  
CONVERTIBLE ARBITRAGE LTD.; SPHINX  
FIXED INCOME ARBITRAGE LTD.; SPHINX  
DISTRESSED FUND SPC; SPHINX MERGER  
ARBITRAGE FUND SPC; SPHINX SPECIAL  
SITUATIONS FUND SPC; SPHINX MACRO  
FUND SPC; SPHINX LONG/SHORT EQUITY  
FUND SPC; SPHINX MANAGED FUTURES  
FUND SPC; SPHINX EQUITY MARKET  
NEUTRAL FUND SPC; SPHINX  
CONVERTIBLE ARBITRAGE FUND SPC;  
SPHINX FIXED INCOME ARBITRAGE FUND  
SPC; PLUSFUNDS MANAGED ACCESS FUND  
SPC LTD.; KENNETH M. KRY'S and  
CHRISTOPHER STRIDE as assignees of claims  
assigned by MIAMI CHILDREN'S HOSPITAL  
FOUNDATION, OFI, GREEN & SMITH  
INVESTMENT MANAGEMENT LLC, THALES  
FUND MANAGEMENT LLC, KELLNER  
DILEO & CO., LLC, MARTINGALE ASSET  
MANAGEMENT LP, LONGACRE FUND  
MANAGEMENT LLC, ARNHOLD & S.  
BLEICHROEDER ADVISERS LLC, PICTET &  
CIE, RGA AMERICA REINSURANCE  
COMPANY, DEUTSCHE BANK (SUISSE) SA,  
ARAB MONETARY FUND, HANSARD  
INTERNATIONAL LTD., CONCORDIA  
ADVISORS LLC, GABELLI SECURITIES, INC.,  
CITCO GLOBAL CUSTODY; and JAMES  
P. SINCLAIR as Trustee of the SPHINX TRUST,

Case No. 08-cv-3065 (GEL)

Case No. 08-cv-3086 (GEL)

AFFIDAVIT OF SERVICE

Plaintiffs,

**Demovsky Lawyer Service**Premier Nationwide Document Retrieval  
and Process Service Company

-against-

CHRISTOPHER SUGRUE; MARK  
 KAVANAGH; BRIAN OWENS;  
 PRICEWATERHOUSECOOPERS L.L.P.; MARI  
 FERRIS; PRICEWATERHOUSECOOPERS  
 CAYMAN ISLANDS; GIBSON, DUNN &  
 CRUTCHER LLP; REFCO ALTERNATIVE  
 INVESTMENTS LLC; GRANT THORNTON  
 LLP; MARK RAMLER; ERNST & YOUNG U.S.  
 LLP; MAYER BROWN LLP f/k/a MAYER  
 BROWN ROWE & MAW LLP; JOSEPH  
 COLLINS; EDWARD S. BEST; PAUL KOURY;  
 PHILLIP R. BENNETT; ROBERT C. TROSTEN;  
 TONE GRANT; SANTO MAGGIO; THOMAS  
 HACKL; DENNIS KLEJNA; BAWAG P.S.K.  
 BANK FUR ARBEIT UND WIRTSCHAFT UND  
 OSTERREICHISCHE POSTPARKASSE  
 AKTIENGESELLSCHAFT; JP MORGAN  
 CHASE & CO.;  
 CREDIT SUISSE SECURITIES  
 (USA) LLC f/k/a CREDIT SUISSE FIRST  
 BOSTON LLC; BANC OF AMERICA  
 SECURITIES LLC; THOMAS H. LEE  
 PARTNERS, L.P.; THOMAS H. LEE  
 ADVISORS, LLC; THL MANAGERS V, LLC;  
 THL EQUITY ADVISORS V, L.P.; THOMAS H.  
 LEE EQUITY FUND V, L.P.; THOMAS H. LEE  
 PARALLEL FUND V, L.P.; THOMAS H. LEE  
 EQUITY (CAYMAN) FUND V, L.P.; THOMAS  
 H. LEE INVESTORS LIMITED PARTNERSHIP;  
 1997 THOMAS H. LEE NOMINEE TRUST;  
 THOMAS H. LEE; DAVID V. HARKINS;  
 SCOTT L. JAECKEL; SCOTT A. SCHOEN;  
 WILLIAM T. PIGOTT; LIBERTY CORNER  
 CAPITAL STRATEGIES, LLC; EMF  
 FINANCIAL PRODUCTS LLC; EMF CORE  
 FUND LTD.; DELTA FLYER FUND LLC; ERIC  
 M. FLANAGAN; INGRAM MICRO, INC.; CIM  
 VENTURES, INC.; BECKENHAM TRADING  
 CO., INC.; ANDREW KRIEGER; COAST  
 ASSET MANAGEMENT, LLC, f/k/a COAST  
 ASSET MANAGEMENT LP; CS LAND  
 MANAGEMENT LLC; CHRISTOPHER  
 PETTIT; and REFCO GROUP HOLDINGS,  
 INC.; and REFCO ASSOCIATES, INC.,

**Defendants**

STATE OF ILLINOIS )  
 S.S.:  
 COUNTY OF COOK )

X



## Demovsky Lawyer Service

Premier Nationwide Document Retrieval  
and Process Service Company

*Walter Schwalm*, being duly sworn, deposes and says that he is over the age of eighteen years, is an agent of the attorney service, DLS, INC., and is not a party of this action.

That on the 11<sup>th</sup> day of April, 2008, at approximately the time of 7:25 PM, deponent served a true copy of the FEDERAL SUMMONS ISSUED AND PLAINTIFF'S DEMAND FOR JURY TRIAL IN CIVIL ACTIONS 08-cv-3065 and 08-cv-3086; NOTICE OF REMOVAL FILED BY DEFENDANT BAWAG, 08-cv-3065; NOTICE OF REMOVAL FILED BY VARIOUS DEFENDANTS, 08-cv-3086; SUMMONS AND COMPLAINT FOR THE ACTION COMMENCED IN NEW YORK SUPREME COURT; PLAINTIFFS' STATEMENT PURSUANT TO BANKRUPTCY RULE 9027, 07-md-1902 and 08-cv-3065; PLAINTIFFS' STATEMENT PURSUANT TO BANKRUPTCY RULE 9027, 07-md-1902 and 08-cv-3086; NOTICE OF APPEARANCE FOR DAVID MOLTON, 07-md-1902 and 08-cv-3065; NOTICE OF APPEARANCE FOR ANDREW DASH, 07-md-1902 and 08-cv-3065; NOTICE OF APPEARANCE FOR DAVID MOLTON, 07-md-1902 and 08-cv-3086; AND NOTICE OF APPEARANCE FOR ANDREW DASH, 07-md-1902 and 08-cv-3086 upon TONE GRANT at 706 Roslyn Terrace, Evanston, IL, by personally delivering and leaving the same with KATHI GRANT, a person of suitable age and discretion at that address, the actual place of residence. At the time of service, deponent asked whether TONE GRANT is in active military service for the United States of America or for the State in any capacity whatever or dependent upon a person in active military service and received a negative reply.

KATHI GRANT is a *white* female, approximately *36-38* years of age, stands approximately *5* feet *5* inches tall, weighs approximately *200* pounds with *black* hair.

*wears glasses*

*Walter Schwalm*  
PROCESS SERVER

Sworn to before me this  
11<sup>th</sup> day of April, 2008

NOTARY PUBLIC

